

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
JOINT APPROPRIATIONS SUBCOMMITTEE
ROOM W015, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
January 26, 2006**

Members Present: Sen. David L. Thomas, Co-Chair
Rep. David L. Hogue, Co-Chair
Sen. Brent Goodfellow
Sen. Darin Peterson
Rep. Douglas C. Aagard
Rep. Eric K. Hutchings
Rep. Curtis Oda
Rep. Mark W. Walker
Rep. Larry B. Wiley

Members Absent: Rep. Brad King

Staff Present: Gary Ricks, Fiscal Analyst
Derek Byrne, Fiscal Analyst
Carrie Griffith, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Rep. Hogue called the meeting to order at 2:16 p.m.

MOTION: Rep. Walker moved to approve the minutes of the January 19, 2006 meeting. The motion was unanimous, with Rep. Aagard and Rep. Hutchings absent for the vote.

Rep. Ron Bigelow, Prosecutor, presented **HB 170 "Prosecution and Prevention of Child Pornography Offenses Amendments"** and explained it to the committee. Rep. Bigelow responded to questions from the committee.

Priority List

The following are items to be prioritized, in no particular order of importance.

MOTION: Sen. Thomas moved to place on the Priority List an Ongoing Request in the amount of \$198,100 for two hearing officers and one office specialist for the **Board of Pardons and Parole**. The motion passed unanimously, with Rep. Hutchings and Rep. Walker absent for the vote.

Don Blanchard, Chairman Board of Pardons and Parole, responded to questions raised by committee members concerning nonlapsing funds.

MOTION: Sen. Thomas moved to place on the Priority List a One-Time Supplemental Request in the amount of \$100,000 into the **Governor's Emergency Fund**. The motion

passed unanimously, with Rep. Hutchings and Rep. Walker absent for the vote.

MOTION: Sen. Thomas moved to place on the Priority List an Ongoing Request in the amount of \$71,000 for the **Lt. Governor's Office** annexation officer. The motion passed unanimously, with Rep. Hutchings and Rep. Walker absent for the vote.

MOTION: Sen. Thomas moved to place on the Priority List a One-Time Supplemental in the amount of \$400,000 for **Utah Highway Patrol** vehicle laptops. The motion passed unanimously, with Rep. Hutchings and Rep. Walker absent for the vote.

Richard Ellis, Director Governor's Office and Sandy Naegle, Budget and Accounting Officer, responded to questions and concerns raised by committee members concerning laptops for UHP cars and software updates for the laptops.

MOTION: Sen. Peterson moved to place on the Priority List a One-Time Supplemental Request in the amount of \$850,000 for the **Lt. Governor's Office Western States Primary**. The motion failed, with Sen. Peterson, Sen. Thomas, and Rep. Aagard voting in the opposition. Rep. Hutchings and Rep. Walker were absent for the vote.

MOTION: Sen. Peterson moved to place on the Priority List an Ongoing Request in the amount of \$750,000 being transferred to the **Department of Corrections General Fund** and restoring the **Crime Victims Reparation** funding from CCJJ. The motion passed unanimously, with Rep. Hutchings absent for the vote.

David Walsh, Director, CCJJ Programs and Budgets, Governor's Office, explained the funds from CCJJ being switched between the General Fund and the Trust Fund. Mr. Walsh answered questions raised by committee members concerning the above motion.

MOTION: Sen. Peterson moved to place on the Priority List an Ongoing Request in the amount of \$200,000 for **CCJJ**. The switch in funding would come from the General Fund and the remainder would come out of the Crime Victims Reparation Fund. The motion passed unanimously, with Rep. Hutchings absent for the vote.

MOTION: Rep. Wiley moved to place on the Priority List an Ongoing Request in the amount of \$122,800 for the **CCJJ Racial and Ethnic Fairness Commission**. The motion failed, with Sen. Goodfellow, Sen. Peterson, Rep. Aagard and Rep. Hogue voting in opposition. Rep. Hutchings was absent for the vote.

*MOTION: Sen. Thomas moved to place on the Priority List an Ongoing Request in the amount of \$1.3 million for the **Guardian ad Litem** program, to obtain 9

attorneys and 9.5 support staff. The motion passed unanimously, with Rep. Aagard and Rep. Oda absent for the vote. (see *note at bottom of next page)

Courts

Derek Byrne, Fiscal Analyst, explained a handout titled "Budget Brief--Courts." Mr. Byrne reviewed the Analyst's recommendations and budget details, stating two major issues the courts are facing: (1) Growth, and (2) Changes, due to Legislative action.

Dan Becker, State Court Administrator, assisted by Myron March, Deputy Court Administrator, introduced several members of their Department to the committee. Mr. Becker responded to questions raised by committee members about non-lapsing funds, dedicated credits, fees, and other issues. Referring to a handout titled, "Utah State Courts," Mr. Becker detailed the Department's base budget and building block requests and responded to questions raised by committee members.

Robert Hilder, Associate Presiding Judge, 3rd District Court, explained the role of commissioner, describing the need of a commissioner in Summit County.

Kathy Elton, Child Welfare Mediation, described the responsibilities and duties of their Department. Ms. Elton stated that the mediation services provide an alternative to using the courtroom in resolving issues.

Jessica Van Buren, State Law Librarian, explained the restructuring and cataloging of the State Law Library in the past couple of years, detailing the services provided to the public and lawyers through the Library. Ms. Van Buren expressed a desire for the committee to grant the Department's request for funds.

Dan Becker was asked to help the committee weigh what is most important to Courts for prioritizing and funding. Mr. Becker responded to questions raised by committee members.

*Guardian ad Litem priorities were discussed and a motion was made. Although this action took place at the end of the meeting, the Motion is mentioned under the other "Priority List" items, for ease in keeping track of all the motions.

MOTION: Sen. Goodfellow moved to adjourn. The motion passed unanimously, with Rep. Aagard, and Rep. Oda absent for the meeting.

Rep. Hogue adjourned the meeting at 4:11 p.m.

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Sen. David. L. Thomas, Co-Chair

Rep. David L. Hogue, Co-Chair